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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

D.S., a minor by and through his guardian *ad litem* Elsa Acosta,
individually and as successor-in-interest to William Salgado, et.al.

Plaintiffs,

v.

CITY OF HUNTINGTON PARK;
et.al.

Defendants

) Case No. 2:23-cv-09412 CBM (AGR) [*lead case*]
) (*Consolidated with 2:24-cv-04898 CBM (AGR)*)
) *Assigned to:* District Judge: Consuelo B. Marshall; Magistrate Judge: Alicia G. Rosenberg
) **PLAINTIFFS'S RESPONSES TO DEFENDANTS' SEPARATE STATEMENT OF UNCONTROVERTED FACTS; PLAINTIFFS'S SEPARATE STATEMENT IN SUPPORT OF OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT**
) [Plaintiffs' Memorandum of Points and Authorities and Evidence filed concurrently herewith]
) Date: April 1, 2025
) Time: 10:00 a.m.
) Courtroom: 8D

AND CONSOLIDATED ACTION

**TO THE HONORABLE COURT, DEFENDANTS, AND TO THEIR
ATTORNEYS OF RECORD HEREIN:**

PLEASE TAKE NOTICE that Plaintiffs, WILLIAM OMAR CASTILLO MIRANDA; JUANA MARIA MIRANDA; O.C.E. a minor by and through their Guardian ad Litem, EUGENIA GUADELUPE ESPINOZA SALMERON; EUGENIA GUADELUPE ESPINOZA SALMERON, OSMAR ANTONIO CASTILLO BLANDON, and KARLA VANESSA BLANDON hereby submit the following Responses to Defendants' Separate Statement of Uncontroverted Facts in Support of Plaintiffs' Opposition to Defendants' Motion for Summary Judgement or in the Alternative, Partial Summary Judgement as follows:

DEFENDANTS' UNDISPUTED FACTS AND EVIDENCE IN SUPPORT	PLAINTIFFS' RESPONSE
1. Decedent was born in Nicaragua to William Castillo and Marcia Mendez. Garcia Declaration, Exhibit "A" Deposition of William Castillo, 16:2-3, 10-14; 19:21-24; Garcia Declaration, Exhibit "B", Deposition of Juana Miranda, 9:21-23	<u>Undisputed.</u>
2. Decedent's biological mother, Marcia Mendez, left Decedent when he was forty (40) days old	<u>Undisputed.</u>

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<p>and was never heard from again.</p> <p>Garcia Declaration, Exhibit “A”, Deposition of William Castillo, 19:21-24.</p> <p>Garcia Declaration, Exhibit “B”, Deposition of Juana Miranda, 8:6-15;</p>	
<p>3. By the age of two (2), Decedent was adopted by his grandmother, Juana Miranda Jimenez, and his grandfather, Inocente Salgado Peralta, in Nicaragua.</p> <p>Garcia Declaration, Exhibit “A”, Deposition of William Castillo, 17:4-14; 18:14-16.</p>	<p>Objection: lacks foundation, assumes facts as phrased, vague and ambiguous, misstates facts. Without waiving and subject to said objections, Plaintiffs respond as follows: <u>Undisputed in part and disputed in part.</u></p> <p><u>Undisputed</u> to the extent that Decedent William Rene Salgado Miranda’s living arrangements with Juana Maria Miranda Jimenez and Inocente Salgado Peralta was described as an ‘adoption.’</p> <p><u>Disputed</u> in all other respects. In fact, the death certificate lists the “informant’s name,” as “WILLIAM CASTILLO, FATHER.” (Emphasis Added). (Exhibit 1 to Defendants’</p>

Request for Judicial Notice).

The actual details of this arrangement paint a different picture than what Defendants seek to conclude. William Omar Castillo Miranda testified that there was no legal adoption (no papers, no notary), and it was a situation where William Omar Castillo Miranda stated his mother (and William Rene Salgado Miranda's grandmother), Juana Maria Miranda Jimenez, wanted to help him out and assist in raising William Rene Salgado Miranda so that he could work and provide for the family, and she would give William his stepfather's last name "Chente." (Castillo Depo, Ex. 2, 16:12-14, 17:4-16, 22-25, 18:1-6; Juana Depo, Ex. 3, 8:8-15).

Juana Maria Miranda and William Omar Castillo Miranda both testified that William Omar Castillo Miranda was the biological father of William Rene Salgado Miranda and Juana Maria Miranda was the grandmother.

(Juana Depo, Ex. 3, 8:6-8, 9:21-23; Castillo Depo, Ex. 2, 15:10-18). William Omar Castillo Miranda is Juana Maria Miranda Jimenez's son. (Juana Depo, Ex. 3, 9:24-25, 10:1). William Omar Castillo Miranda was on the original birth certificate and was present when William Rene Salgado Miranda was being born. (Castillo Depo, Ex. 2, 16:8-12; Eugenia Depo, Ex. 4, 12:2-4). Juana wanted to 'adopt' William Rene Salgado Miranda to make sure that he had a birth certificate. (Juana Depo, Ex. 3, 16:12-17, 23-24).

Further, William Omar Castillo Miranda held out William Rene Salgado Miranda as his son. (Castillo Depo, Ex. 2, 15:16-18; Juana Depo, Ex. 3, 9:21-23; Deposition of Karla Vanessa Blandon ("Karla Depo"), Ex. 5, 10:15-19).

When Decedent, William Salgado was born in 1991 in Nicaragua, William Omar Castillo Miranda was listed as the biological father on the

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original birth certificate. Castillo
Miranda Dec., Ex. 13, para. 4.

As a matter of convenience, seven
(7) years later in 1998, William
Salgado's grandparents were listed
on a birth certificate because
William's natural mother had left
when he was forty days old.
William Omar Castillo Miranda
continued to remain involved in
William's life, and he continued to
financially support him and the
family, but he needed his parents'
help. Castillo Miranda Dec., Ex. 13,
para. 5.

Decedent William Salgado
continued to live with his father
William Omar Castillo Miranda
under the same roof in Nicaragua for
about 10 years. Castillo Miranda
Dec., Ex. 13, para. 5.

William Omar Castillo Miranda has
always held out Decedent, William
Salgado as his son, and Decedent,
William Salgado always recognized

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	<p>William Omar Castillo Miranda as his father. Whenever William Omar Castillo Miranda talked to anyone about Decedent, William Salgado – relatives, friends, or strangers – he always told them that William Salgado is his son. Castillo Miranda Dec., Ex. 13, para. 7.</p> <p>Thus, taking all facts in light most favorable to Plaintiffs, William Omar Castillo Miranda was the father of William Rene Salgado Miranda and has standing to assert all claims in Plaintiffs’ complaint.</p>
<p>4. William Castillo, Decedent’s biological father, consented to the adoption.</p> <p>Garcia Declaration, Exhibit “A”, Deposition of William Castillo, 17:23-25; 18:1-2; 43:23-25; 44:1-2</p>	<p>Objection: lacks foundation, assumes facts as phrased, misstates facts. Without waiving and subject to said objections, Plaintiffs respond as follows: <u>Undisputed in part and disputed in part.</u></p> <p><u>Undisputed</u> to the extent that Decedent William Rene Salgado Miranda’s living arrangements with Juana Maria Miranda Jimenez and Inocente Salgado Peralta was</p>

described as an ‘adoption.’

Disputed in all other respects. In fact, the death certificate lists the “informant’s name,” as “WILLIAM CASTILLO, FATHER.” (Emphasis Added). (Exhibit 1 to Defendants’ Request for Judicial Notice).

The actual details of this arrangement paint a different picture than what Defendants seek to conclude. William Omar Castillo Miranda testified that there was no legal adoption (no papers, no notary), and it was a situation where William Omar Castillo Miranda stated his mother (and William Rene Salgado Miranda’s grandmother), Juana Maria Miranda Jimenez, wanted to help him out and assist in raising William Rene Salgado Miranda so that he could work and provide for the family, and she would give William his stepfather’s last name “Chente.” (Castillo Depo, Ex. 2, 16:12-14, 17:4-16, 22-25, 18:1-6; Juana Depo, Ex. 3, 8:8-15).

1 Juana Maria Miranda and William
2 Omar Castillo Miranda both testified
3 that William Omar Castillo Miranda
4 was the biological father of William
5 Rene Salgado Miranda and Juana
6 Maria Miranda was the grandmother.
7 (Juana Depo, Ex. 3, 8:6-8, 9:21-23;
8 Castillo Depo, Ex. 2, 15:10-18).
9 William Omar Castillo Miranda is
10 Juana Maria Miranda Jimenez's son.
11 (Juana Depo, Ex. 3, 9:24-25, 10:1).
12 William Omar Castillo Miranda was
13 on the original birth certificate and
14 was present when William Rene
15 Salgado Miranda was being born.
16 (Castillo Depo, Ex. 2, 16:8-12;
17 Eugenia Depo, Ex. 4, 12:2-4). Juana
18 wanted to 'adopt' William Rene
19 Salgado Miranda to make sure that
20 he had a birth certificate. (Juana
21 Depo, Ex. 3, 16:12-17, 23-24).

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23 Further, William Omar Castillo
24 Miranda held out William Rene
25 Salgado Miranda as his son. (Castillo
26 Depo, Ex. 2, 15:16-18; Juana Depo,
27 Ex. 3, 9:21-23; Karla Depo, Ex. 5,
28 10:15-19).

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When Decedent, William Salgado was born in 1991 in Nicaragua, William Omar Castillo Miranda was listed as the biological father on the original birth certificate. Castillo Miranda Dec., Ex. 13, para. 4.

As a matter of convenience, seven (7) years later in 1998, William Salgado's grandparents were listed on a birth certificate because William's natural mother had left when he was forty days old. William Omar Castillo Miranda continued to remain involved in William's life, and he continued to financially support him and the family, but he needed his parents' help. Castillo Miranda Dec., Ex. 13, para. 5.

Decedent William Salgado continued to live with his father William Omar Castillo Miranda under the same roof in Nicaragua for about 10 years. Castillo Miranda Dec., Ex. 13, para. 5.

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William Omar Castillo Miranda has always held out Decedent, William Salgado as his son, and Decedent, William Salgado always recognized William Omar Castillo Miranda as his father. Whenever William Omar Castillo Miranda talked to anyone about Decedent, William Salgado – relatives, friends, or strangers – he always told them that William Salgado is his son. Castillo Miranda Dec., Ex. 13, para. 7.

Thus, taking all facts in light most favorable to Plaintiffs, William Omar Castillo Miranda was the father of William Rene Salgado Miranda and has standing to assert all claims in Plaintiffs' complaint.

5. Juana Miranda Jimenez and Inocente Salgado raised Decedent. Garcia Declaration, Exhibit "A", Deposition of William Castillo, 16:10-14

Objection: lacks foundation, assumes facts as phrased, misstates facts. Without waiving and subject to said objections, Plaintiffs respond as follows: **Undisputed in part and disputed in part**

1 **Undisputed** to the extent that
2 Decedent William Rene Salgado
3 Miranda's living arrangements with
4 Juana Maria Miranda Jimenez and
5 Inocente Salgado Peralta were
6 described as an 'adoption.'

7
8 **Disputed** in all other respects. In
9 fact, the death certificate lists the
10 "informant's name," as "WILLIAM
11 CASTILLO, FATHER." (Emphasis
12 Added). (Exhibit 1 to Defendants'
13 Request for Judicial Notice).

14
15 The actual details of this
16 arrangement paint a different picture
17 than what Defendants seek to
18 conclude. William Omar Castillo
19 Miranda testified that there was no
20 legal adoption (no papers, no
21 notary), and it was a situation where
22 William Rene Salgado Miranda
23 stated his mother (and William Rene
24 Salgado Miranda's grandmother),
25 Juana Maria Miranda Jimenez,
26 wanted to help him out and raise him
27 so that he could work and provide
28 for the family, and she would give

1 William his stepfather's last name
2 "Chente". (Castillo Depo, Ex. 2,
3 16:12-14, 17:4-16, 22-25, 18:1-6;
4 Juana Depo, Ex. 3, 8:8-15).

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6 Juana Maria Miranda and William
7 Omar Castillo Miranda both testified
8 that William Omar Castillo Miranda
9 was the biological father of William
10 Rene Salgado Miranda and Juana
11 Maria Miranda was the grandmother.
12 (Juana Depo, Ex. 3, 8:6-8, 9:21-23;
13 Castillo Depo, Ex. 2, 15:10-18).
14 William Omar Castillo Miranda is
15 Juana Maria Miranda Jimenez's son.
16 (Juana Depo, Ex. 3, 9:24-25, 10:1).
17 William Omar Castillo Miranda was
18 on the original birth certificate and
19 was present when William Rene
20 Salgado Miranda was being born.
21 (Castillo Depo, Ex. 2, 16:8-12;
22 Eugenia Depo, Ex. 4, 12:2-4). Juana
23 wanted to 'adopt' William Rene
24 Salgado Miranda to make sure that
25 he had a birth certificate. (Juana
26 Depo, Ex. 3, 16:12-17, 23-24).
27 Further, William Omar Castillo
28 Miranda held out William Rene

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Salgado Miranda as his son. (Castillo Depo, Ex. 2, 15:16-18; Juana Depo, Ex. 3, 9:21-23; Karla Depo, Ex. 5, 10:15-19).

When Decedent, William Salgado was born in 1991 in Nicaragua, William Omar Castillo Miranda was listed as the biological father on the original birth certificate. Castillo Miranda Dec., Ex. 13, para. 4.

As a matter of convenience, seven (7) years later in 1998, William Salgado's grandparents were listed on a birth certificate because William's natural mother had left when he was forty days old. William Omar Castillo Miranda continued to remain involved in William's life, and he continued to financially support him and the family, but he needed his parents' help. Castillo Miranda Dec., Ex. 13, para. 5.

Decedent William Salgado continued to live with his father

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	<p>William Omar Castillo Miranda under the same roof in Nicaragua for about 10 years. Castillo Miranda Dec., Ex. 13, para. 5.</p> <p>William Omar Castillo Miranda has always held out Decedent, William Salgado as his son, and Decedent, William Salgado always recognized William Omar Castillo Miranda as his father. Whenever William Omar Castillo Miranda talked to anyone about Decedent, William Salgado – relatives, friends, or strangers – he always told them that William Salgado is his son. Castillo Miranda Dec., Ex. 13, para. 7.</p> <p>Thus, taking all facts in light most favorable to Plaintiffs, William Omar Castillo Miranda was the father of William Rene Salgado Miranda and has standing to assert all claims in Plaintiffs’ complaint.</p>
<p>6. In 2002, William Castillo left Nicaragua and arrived in the</p>	<p>Objection: lacks foundation, assumes facts as phrased, vague, ambiguous, and misstates facts. Without</p>

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United States.
Garcia Declaration, Exhibit "A",
Deposition of William Castillo, 21:23-
25; 22:1-5

waiving and subject to said
objections, Plaintiffs respond as
follows: **Undisputed in part and
disputed in part.**

Undisputed solely to the extent that
William Omar Castillo Miranda left
Nicaragua to live in the United
States.

Disputed to the extent this fact is
proffered to show that William Omar
Castillo Miranda abandoned or
otherwise was disavowing William
Rene Salgado Miranda. Juana Maria
Miranda and William Omar Castillo
Miranda both testified that William
Omar Castillo Miranda was the
biological father of William Rene
Salgado Miranda and Juana Maria
Miranda was the grandmother. (Juana
Depo, Ex. 3, 8:6-8, 9:21-23; Castillo
Depo, Ex. 2, 15:10-18). William
Omar Castillo Miranda was on the
original birth certificate and was
present when William Rene Salgado
Miranda was being born. (Castillo
Depo, Ex. 2, 16:8-12; Eugenia Depo,

1 Ex. 4, 12:2-4). The only reason Juana
2 wanted to 'adopt' William Rene
3 Salgado Miranda to make sure that he
4 had a birth certificate. (Juana Depo,
5 Ex. 3, 16:12-17, 23-24).

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7 Further, William Omar Castillo
8 Miranda held out William Rene
9 Salgado Miranda as his son. (Castillo
10 Depo, Ex. 2, 15:16-18; Juana Depo,
11 Ex. 3, 9:21-23; Karla Depo, Ex. 5,
12 10:15-19).

13
14 When Decedent, William Salgado
15 was born in 1991 in Nicaragua,
16 William Omar Castillo Miranda was
17 listed as the biological father on the
18 original birth certificate. Castillo
19 Miranda Dec., Ex. 13, para. 4.

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21 As a matter of convenience, seven
22 (7) years later in 1998, William
23 Salgado's grandparents were listed
24 on a birth certificate because
25 William's natural mother had left
26 when he was forty days old.
27 William Omar Castillo Miranda
28 continued to remain involved in

1 William's life, and he continued to
2 financially support him and the
3 family, but he needed his parents'
4 help. Castillo Miranda Dec., Ex. 13,
5 para. 5.

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7 Decedent William Salgado
8 continued to live with his father
9 William Omar Castillo Miranda
10 under the same roof in Nicaragua for
11 about 10 years. Castillo Miranda
12 Dec., Ex. 13, para. 5.

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14 William Omar Castillo Miranda has
15 always held out Decedent, William
16 Salgado as his son, and Decedent,
17 William Salgado always recognized
18 William Omar Castillo Miranda as
19 his father. Whenever William Omar
20 Castillo Miranda talked to anyone
21 about Decedent, William Salgado –
22 relatives, friends, or strangers – he
23 always told them that William
24 Salgado is his son. Castillo Miranda
25 Dec., Ex. 13, para. 7.

26
27 Thus, taking all facts in light most
28 favorable to Plaintiffs, William

1		Omar Castillo Miranda was the
2		father of William Rene Salgado
3		Miranda and has standing to assert
4		all claims in Plaintiffs' complaint.
5		
6	7. In 2007, William Castillo	<u>Undisputed.</u>
7	returned to Nicaragua to marry	
8	Eugenia Espinoza Salmeron, the	
9	Decedent's stepmother.	
10	Garcia Declaration, Exhibit "A",	
11	Deposition of William Castillo, 22:6-7;	
12	18:17-24	
13		
14	8. Juana Miranda ultimately arrived	<u>Undisputed.</u>
15	in the United States.	
16	Garcia Declaration, Exhibit "B",	
17	Deposition of Juana Miranda, 10:18-22;	
18	11:2-4, 24-25; 12:2-4	
19		
20	9. Juana Miranda sent for Decedent,	<u>Undisputed.</u>
21	and Decedent arrived in the	
22	United States.	
23	Garcia Declaration, Exhibit "B",	
24	Deposition of Juana Miranda, 11:2-4,	
25	24-25.	
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28	10. Following his arrival in the	Objection vague, ambiguous,

1 United States, Decedent lived
2 with his grandmother in Los
3 Angeles, until he reached the age
4 of eighteen.

5 Garcia Declaration, Exhibit "B",
6 Deposition of Juana Miranda, 12:9-14;
7 14:9-15
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assumes facts as phrased ,and
misstates facts. Without waiving
and subject to said objections,
Plaintiffs respond as follows:

**Undisputed in part and disputed
in part.**

Undisputed to the extent William
Rene Salgado lived with Juana
Maria Miranda Jimenez at some
point in his life.

Disputed to the extent this fact is
proffered to suggest that Juana Maria
Miranda somehow has no standing
to assert a claim under the 14th
Amendment. The facts, taken in
favor of the nonmoving party, show
that William Rene Salgado Miranda
and Juana Maria Miranda maintained
a close familial relationship; Juana
testified in her sworn deposition that
William Rene Salgado would call
her 'daily,' and she bought him a
cellphone, presumably to encourage
this communication. (Juana Depo,
Ex. 3, 28:8-14).

1 Additionally, **Disputed** to the extent
2 that somehow this fact is proffered to
3 suggest that somehow William Omar
4 Castillo Miranda, Osmar Antonio
5 Castillo Blandon, and O.C.E. do not
6 have standing to assert Negligent
7 Infliction of Emotional Distress. As
8 set forth *infra* in this Response,
9 Plaintiffs' Undisputed Material
10 Facts, and supporting evidence,
11 William Omar Castillo Miranda is
12 the biological father of Decedent,
13 and Plaintiffs, Osmar Antonio
14 Castillo Blandon and O.C.E. are the
15 biological brothers of Decedent.

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17 On and prior to October 30, 2022,
18 William Rene Salgado Miranda
19 resided with Plaintiffs, William
20 Omar Castillo Miranda, Eugenia
21 Espinoza, Osmar Antonio Castillo
22 Blandon, and O.C.E. in the
23 apartment located at 6315 Malabar
24 Avenue, City of Huntington Park,
25 and had done so since 2021 (and
26 perhaps earlier). (Castillo Depo, Ex.
27 2, 34:3-10, 37:24-25, 38:1-3; O.C.E.
28 Depo, Ex. 7, 16:19-25; Osmar Depo,

1		Ex. 6, 30:16-25; Karla Depo, Ex. 5,
2		13:7-13, 14:2-4, 13-17; Declaration
3		of Osmar Antonio Castillo Blandon,
4		Ex. 14, para. 5.)
5		
6		Thus, taking all facts in light most
7		favorable to Plaintiffs, William
8		Omar Castillo Miranda, Osmar
9		Antonio Castillo Blandon, and
10		O.C.E. have all established standing
11		to assert all claims in Plaintiffs'
12		complaint.
13		
14	11. Decedent had a longtime	Objection vague, ambiguous,
15	girlfriend, Elsa Acosta, and he	assumes facts as phrased ,and
16	moved out of his grandmother's	misstates facts. Without waiving
17	home to live with her.	and subject to said objections,
18		Plaintiffs respond as follows:
19	Garcia Declaration, Exhibit "B",	<u>Undisputed in part and disputed</u>
20	Deposition of Juana Miranda, 13:15-23;	<u>in part.</u>
21	14:9-15	
22		<u>Undisputed</u> to the extent William
23		Rene Salgado had a longtime
24		girlfriend (Elsa Acosta) that he lived
25		with at some point in his life.
26		
27		<u>Disputed</u> to the extent this fact is
28		proffered to suggest that Juana Maria

1 Miranda somehow has no standing
2 to assert a claim under the 14th
3 Amendment. The facts, taken in
4 favor of the nonmoving party, show
5 that William Rene Salgado Miranda
6 and Juana Maria Miranda maintained
7 a close familial relationship; Juana
8 testified in her sworn deposition that
9 William Rene Salgado would call
10 her 'daily,' and she bought him a
11 cellphone, presumably to encourage
12 this communication. (Juana Depo,
13 Ex. 3, 28:8-14)

14
15 Additionally, **Disputed** to the extent
16 that somehow this fact is proffered to
17 suggest that somehow William Omar
18 Castillo Miranda, Osmar Antonio
19 Castillo Bandon, and O.C.E. do not
20 have standing to assert Negligent
21 Infliction of Emotional Distress. As
22 set forth *infra* in this Response,
23 Plaintiffs' Undisputed Material
24 Facts, and supporting evidence,
25 William Omar Castillo Miranda is
26 the biological father of Decedent,
27 and Plaintiffs, Osmar Antonio
28 Castillo Bandon and O.C.E. are the

1 biological brothers of Decedent.

2
3 On and prior to October 30, 2022,
4 William Rene Salgado Miranda
5 resided with Plaintiffs, William
6 Omar Castillo Miranda, Eugenia
7 Espinoza, Osmar Antonio Castillo
8 Blandon, and O.C.E. in the
9 apartment located at 6315 Malabar
10 Avenue, City of Huntington Park,
11 and had done so since 2021 (and
12 perhaps earlier). (Castillo Depo, Ex.
13 2, 34:3-10, 37:24-25, 38:1-3; O.C.E.
14 Depo, Ex. 7, 16:19-25; Osmar Depo,
15 Ex. 6, 30:16-25; Karla Depo, Ex. 5,
16 13:7-13, 14:2-4, 13-17; Declaration
17 of Osmar Antonio Castillo Blandon,
18 Ex. 14, para. 5.)

19
20 Thus, taking all facts in light most
21 favorable to Plaintiffs, William
22 Omar Castillo Miranda, Osmar
23 Antonio Castillo Blandon, and
24 O.C.E. have all established standing
25 to assert all claims in Plaintiffs'
26 complaint.
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1 2 3 4 5 6 7 8	12. Over their years together, Ms. Acosta and Decedent had four children together. Garcia Declaration, Exhibit "A", Deposition of William Castillo, 27: 18-25; 28:1-2; 28:19-14; 29:5-8	<u>Undisputed.</u>
9 10 11 12 13 14 15 16	13. However, Decedent and Ms. Acosta were never married. Garcia Declaration, Exhibit "A", Deposition of William Castillo, 28: 5-8. Garcia Declaration, Exhibit "B", Deposition of Juana Miranda, 11:2-4, 24-25; 13:6-14; 14:2-8	<u>Undisputed.</u>
17 18 19 20 21 22 23 24 25 26 27 28	14. In October of 2022, Decedent was living with his biological father, William Castillo, his stepmother, Eugenia Espinoza Salmeron, and his two siblings, Oscar Castillo and Osmar Castillo, in Huntington Park. Garcia Declaration, Exhibit "A", Deposition of William Castillo, 29: 9-14; 34:3-6; 45:3-9. Garcia Declaration, Ex. "C" Deposition	Objection: vague and ambiguous as phrased and as to time, lacks foundation, assumes facts, and misstates facts and evidence as phrased. Without waiving and subject to said objections, Plaintiffs respond as follows: <u>Undisputed in part and Disputed in part.</u> <u>Undisputed</u> to the extent that William Rene Salgado Miranda lived with Plaintiffs, William Omar

1 of Oscar Castillo, 14:18-22

Castillo Miranda, Eugenia Jimenez,
Osmar Antonio Castillo Blandon,
and Oscar Castillo in October of
2022.

6 **Disputed** in all other respects,
7 including to the extent that this fact
8 is proffered to suggest that William
9 Rene Salgado Miranda lived with
10 Plaintiffs only in October of 2022, in
11 an effort to somehow minimize the
12 depth of the relationship between
13 Plaintiffs and Decedent. Plaintiffs
14 all testified that William Rene
15 Salgado Miranda lived with them
16 throughout 2021 and 2022, and
17 while William Rene Salgado would
18 sometimes live elsewhere, he would
19 return. (Castillo Depo, Ex. 2, 34:3-
20 10, 37:24-25, 38:1-3; O.C.E. Depo,
21 Ex. 7, 16:19-25; Osmar Depo, Ex. 6,
22 30:16-25; Karla Depo, Ex. 5, 13:7-
23 13, 14:2-4, 13-17; Declaration of
24 Osmar Antonio Castillo Blandon,
25 Ex. 14, para. 5.).

26
27 Taken in a light most favorable to
28 the nonmoving party, William Rene

1 Salgado Miranda thought of them as
2 family and knew he always had a
3 place to go if he wanted to be there.
4

5 Additionally, **Disputed** to the extent
6 that somehow this fact is proffered to
7 suggest that somehow William Omar
8 Castillo Miranda, Osmar Antonio
9 Castillo Blandon, and O.C.E. do not
10 have standing to assert Negligent
11 Infliction of Emotional Distress. As
12 set forth *infra* in this Response,
13 Plaintiffs' Undisputed Material
14 Facts, and supporting evidence,
15 William Omar Castillo Miranda is
16 the biological father of Decedent,
17 and Plaintiffs, Osmar Antonio
18 Castillo Blandon and O.C.E. are the
19 biological brothers of Decedent.
20

21 Thus, taking all facts in light most
22 favorable to Plaintiffs, William
23 Omar Castillo Miranda, Osmar
24 Antonio Castillo Blandon, and
25 O.C.E. have all established standing
26 to assert all claims in Plaintiffs'
27 complaint.
28

15. On October 30, 2022, at
approximately 5:00 p.m.,
Huntington Park Police Officers
were dispatched to 6315 Malabar
Street in Huntington Park
regarding a suicidal male armed
with a gun.

Garcia Declaration, Ex. "E" Deposition
of Officer Jose Yamasaki, 17:7-24

Objection: misstates facts, lacks
foundation, assumes facts, vague,
ambiguous, and calls for an expert
opinion. Without waiving and
subject to said objections, Plaintiffs
respond as follows: **Undisputed in
part and disputed in part.**

Undisputed to the extent that
Huntington Park Police Officers
were dispatched to 6315 Malabar
Street in Huntington Park.

Disputed that William Rene Salgado
Miranda was a "suicidal male armed
with a gun." William Rene Salgado
displayed no signs of being
distressed, suicidal, and in fact all of
his family members at scene that day
stated he was 'normal,' and happy;
indeed, everything was 'fine.'
(Castillo Depo, Ex. 2, 61:24-25,
62:3-6; 104:18-21; Eugenia Depo,
Ex. 4, 48:7-9, 12, 14-15, 19-20;
Osmar Depo, Ex. 6, 29:8-18; O.C.E.
Depo, Ex. 7, 57:18-25, 58:1-7, 61:6-
11).

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	City of Huntington Park Defendant Police Officers, Rene A. Reza, Jose Yamasaki, Nick Nichols, Matthew Rincon, and Lt. Saul Rodriguez, all testified in their depositions that Decedent, William Salgado did not have a gun on him at any time. (Reza Depo, Ex. 8, 8:19-20; Yamasaki Depo, Ex. 9, 41:3-4; Nichols Depo, Ex. 10, 52:6-8; Rincon Depo, Ex. 11, 20:10-14; Rodriguez Depo, Ex. 12, 53:3-5, 15-17).
16. HPPD Officers encountered Decedent in the courtyard of the apartment complex. Garcia Declaration, Ex. "C" Deposition of Oscar Castillo, 36:11-21; 65:12-15 Garcia Declaration, Ex. "E" Deposition of Officer Jose Yamasaki, 25:7-20; 31:14-22, 40:11-13	<u>Undisputed.</u>
17. Ultimately, the encounter resulted in the death of Decedent. Garcia Declaration, Exhibit "A", Deposition of William Castillo, 79:11-13.	<u>Undisputed.</u>

1	Garcia Declaration, Exhibit "B",	
2	Deposition of Juana Miranda, 33:25,	
3	34:1-8	
4	18. Decedent was thirty (30) years	<u>Undisputed.</u>
5	old at the time of his death.	
6	Garcia Declaration, Exhibit "A".	
7	Deposition of William Castillo, 15:23-	
8	25;16:1	
9	Garcia Declaration, Exhibit "B",	
10	Deposition of Juana Miranda, 9:18-20	
11		
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13	19. Decedent's grandmother, Juana	<u>Undisputed.</u>
14	Miranda, was not present at the	
15	scene when the incident occurred.	
16	Garcia Declaration, Exhibit "B",	
17	Deposition of Juana Miranda, 33:13-24	
18		
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20	20. Decedent's sister, Karla Blandon,	<u>Undisputed.</u>
21	was not present at the scene when	
22	the incident occurred.	
23	Garcia Declaration, Exhibit "D",	
24	Deposition of Karla Blandon, 21:7-25;	
25	22:1-9, 21-25	
26		
27	21. Decedent is survived by his four	Objection: vague, ambiguous,
28		misstates facts and calls for a legal

1 children: D.S., a minor, J.S., a
2 minor, C.S., a minor and M.S., a
3 minor.

4 Garcia Declaration, Exhibit "A",
5 Deposition of William Castillo, 27: 18-
6 25; 28:1-2; 28:19-14; 29:5-8.

7 Garcia Declaration, Exhibit "B",
8 Deposition of Juana Miranda, 14:24-25;
9 15: 1-12
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conclusion from a lay witness
Without waiving and subject to said
objections, Plaintiffs respond as
follows: **Undisputed in part and**
disputed in part.

Undisputed solely to the extent that
William Rene Salgado Miranda left
behind four minor children when
police officers from City of
Huntington Park and its Police
Department shot and killed him.

Disputed in all other respects,
including but not limited to the
extent this fact is proffered to allege
that Plaintiffs have no causes of
action as to Defendants in this
action. In fact, the death certificate
lists the "informant's name," as
"WILLIAM CASTILLO,
FATHER." (Emphasis Added).
(Exhibit 1 to Defendants' Request
for Judicial Notice).

To the contrary, Plaintiffs have alleged
and meet the *prima facie* threshold to
maintain causes of action for

1 Negligent Infliction of Emotional
2 Distress and violation of their familial
3 relationships under the 14th
4 Amendment. As set forth *infra* in this
5 Response, Plaintiffs' Undisputed
6 Material Facts, and supporting
7 evidence, William Omar Castillo
8 Miranda is the biological father of
9 Decedent, and Plaintiffs, Osmar
10 Antonio Castillo Blandon and O.C.E.
11 are the biological brothers of
12 Decedent.

13
14 When Decedent, William Salgado
15 was born in 1991 in Nicaragua,
16 William Omar Castillo Miranda was
17 listed as the biological father on the
18 original birth certificate. Castillo
19 Miranda Dec., Ex. 13, para. 4.

20
21 As a matter of convenience, seven
22 (7) years later in 1998, William
23 Salgado's grandparents were listed
24 on a birth certificate because
25 William's natural mother had left
26 when he was forty days old.
27 William Omar Castillo Miranda
28 continued to remain involved in

1 William's life, and he continued to
2 financially support him and the
3 family, but he needed his parents'
4 help. Castillo Miranda Dec., Ex. 13,
5 para. 5.

6
7 Decedent William Salgado
8 continued to live with his father
9 William Omar Castillo Miranda
10 under the same roof in Nicaragua for
11 about 10 years. Castillo Miranda
12 Dec., Ex. 13, para. 5.

13
14 William Omar Castillo Miranda has
15 always held out Decedent, William
16 Salgado as his son, and Decedent,
17 William Salgado always recognized
18 William Omar Castillo Miranda as
19 his father. Whenever William Omar
20 Castillo Miranda talked to anyone
21 about Decedent, William Salgado –
22 relatives, friends, or strangers – he
23 always told them that William
24 Salgado is his son. Castillo Miranda
25 Dec., Ex. 13, para. 7.

26
27 Thus, taking all facts in light most
28 favorable to Plaintiffs, William

Omar Castillo Miranda was the father of William Rene Salgado Miranda and has standing to assert all claims in Plaintiffs' complaint.

William Omar Castillo Miranda and Osmar Antonio Castillo Blandon are, respectively, the biological father and brother of William Rene Salgado Miranda, saw William Rene Salgado Miranda be shot and killed the police, and suffered emotional distress as a result. (citations). Further, Oscar Castillo was also Decedent, William Rene Salgado Miranda's brother, was directly inside his apartment, heard the shots and knew his brother had been shot, and suffered emotional distress as a result. (citations).

Defendants have made no attempt to argue in their moving papers the merits of the claims, only as to whether any party has standing to assert such a right.

22. William Castillo provided the County of Los Angeles Recorder's Office with the names of Juana Miranda and Inocente Salgado Peralta as the parents of Decedent for Decedent's Death Certificate.

Garcia Declaration, Exhibit "A",
Deposition of William Castillo, 44:3-6,
22.
RJN, Ex. 2

Objection: lacks foundation, assumes facts as phrased, misstates facts. Without waiving and subject to said objections, Plaintiffs respond as follows: **Undisputed in part and disputed in part.**

Undisputed to the extent that the death certificate lists Inocente Salgado Peralta and Juana Maria Miranda as the partes of Decedent William Rene Salgado Miranda on the death certificate.

Disputed because in fact, the death certificate lists the "informant's name," as "WILLIAM CASTILLO, FATHER." (Emphasis Added). (Exhibit 1 to Defendants' Request for Judicial Notice).

The actual details of this arrangement paint a different picture than what Defendants seek to conclude. William Omar Castillo Miranda testified that there was no legal adoption (no papers, no notary), and it was a situation where

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William Rene Salgado Miranda stated his mother (and William Rene Salgado Miranda's grandmother), Juana Maria Miranda Jimenez, wanted to help him out and raise him so that he could work and provide for the family, and she would give William his stepfather's last name "Chente". (Castillo Depo, Ex. 1, 16:12-14, 17:4-16, 22-25, 18:1-6; Juana Depo, Ex. 2, 8:8-15). Juana Maria Miranda and William Omar Castillo Miranda both testified that William Omar Castillo Miranda was the biological father of William Rene Salgado Miranda and Juana Maria Miranda was the grandmother. (Juana Depo, Ex. 3, 8:6-8, 9:21-23; Castillo Depo, Ex. 2, 15:10-18). William Omar Castillo Miranda is Juana Maria Miranda Jimenez's son. (Juana Depo, Ex. 3, 9:24-25, 10:1). William Omar Castillo Miranda was on the original birth certificate and was present when William Rene Salgado Miranda was being born. (Castillo Depo, Ex. 2, 16:8-12; Eugenia Depo, Ex. 4, 12:2-4). Juana

1 wanted to 'adopt' William Rene
2 Salgado Miranda to make sure that
3 he had a birth certificate. (Juana
4 Depo, Ex. 3, 16:12-17, 23-24).

5
6 When Decedent, William Salgado
7 was born in 1991 in Nicaragua,
8 William Omar Castillo Miranda was
9 listed as the biological father on the
10 original birth certificate. Castillo
11 Miranda Dec., Ex. 13, para. 4.

12
13 As a matter of convenience, seven
14 (7) years later in 1998, William
15 Salgado's grandparents were listed
16 on a birth certificate because
17 William's natural mother had left
18 when he was forty days old.
19 William Omar Castillo Miranda
20 continued to remain involved in
21 William's life, and he continued to
22 financially support him and the
23 family, but he needed his parents'
24 help. Castillo Miranda Dec., Ex. 13,
25 para. 5.

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27 Decedent William Salgado
28 continued to live with his father

1 William Omar Castillo Miranda
2 under the same roof in Nicaragua for
3 about 10 years. Castillo Miranda
4 Dec., Ex. 13, para. 5.

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6 William Omar Castillo Miranda has
7 always held out Decedent, William
8 Salgado as his son, and Decedent,
9 William Salgado always recognized
10 William Omar Castillo Miranda as
11 his father. Whenever William Omar
12 Castillo Miranda talked to anyone
13 about Decedent, William Salgado –
14 relatives, friends, or strangers – he
15 always told them that William
16 Salgado is his son. Castillo Miranda
17 Dec., Ex. 13, para. 7.

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19 Thus, taking all facts in light most
20 favorable to Plaintiffs, William
21 Omar Castillo Miranda was the
22 father of William Rene Salgado
23 Miranda and has standing to assert
24 all claims in Plaintiffs' complaint.

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26 Thus when these facts are taken
27 together, it is clear that if William
28 Omar Castillo Miranda stated he was

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	<p>father, was acknowledged by all the immediate family as the biological father, and the law even recognizes that a person can have more than two parents, that William Omar Castillo Miranda is the father of William Rene Salgado Miranda and has standing to assert claims for NIED and violation of familial relations under the 14th Amendment.</p>
<p>23. Following the death of Decedent, William Castillo, Juana Miranda, Oscar Castillo, and Osmar Castillo filed a government claim with the City of Huntington Park (“City”) which was received on May 1, 2023 (“May 1, 2023 Government Claim”).</p> <p>RJN, Ex. 2</p>	<p><u>Undisputed.</u></p>
<p>24. Eugenia Espinoza Salmeron and Karla Blandon were not identified as claimants on the May 1, 2023 Government Claim submitted to the City.</p> <p>RJN, Ex. 2</p>	<p><u>Undisputed.</u></p>

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<p>25. Eugenia Espinoza Salmeron and Karla Blandon never submitted government claims.</p> <p>Garcia Declaration, ¶ 9</p>	<p><u>Undisputed.</u></p>
<p>26. The May 1, 2023 Government Claim did not identify Negligent Infliction of Emotional Distress as an element of the claim.</p> <p>RJN, Ex. 2</p>	<p>Objection: lacks foundation, vague, ambiguous, misstates facts and law, and calls for a legal conclusion from a lay witness. Without waiving and subject to said objections, Plaintiffs respond as follows: <u>Disputed.</u></p> <p>On the first page of Plaintiffs' Government Claim, underlined in the first paragraph, Plaintiffs assert general negligence against the Defendants. Exhibit No. 1, Page 1, ¶ 1. As stated in Plaintiffs' Government Claim, the Plaintiffs are asserting claims for damages including pain and suffering and loss of comfort and society. Exhibit No. 1, Government Claim, Page 2, Heading 4., ¶ 2. The Plaintiffs also asserted in the Government Claim that they witnessed the events and shooting unfold. Exhibit No. 1. The</p>

1 Plaintiffs also asserted in their
2 government claim that they were
3 making State and Federal claims for
4 general damages, including for pain
5 and suffering, and loss of comfort
6 and society. **Exhibit No. 1,**
7 *Government Claim, Page 2, Heading*
8 *4., ¶ 3, 2.*

9
10 Under State Theories of Liability,
11 the Plaintiffs in their Government
12 Claim submitted to the Defendants,
13 list negligence. **Exhibit No. 1,**
14 *Government Claim, Page 3, “State*
15 *Theories of Liability”, C.*

16
17 The purpose of a Government Claim
18 under the Government Claims Act is
19 “to provide the public entity
20 sufficient information to enable it to
21 adequately investigate the claims and
22 to settle them, if appropriate, without
23 the expense of litigation.”
24 *Hernandez v. City of Stockton (2023)*
25 *90 Cal. App. 5th 1222, 1231; citing*
26 *Stockett v. Association of Cal. Water*
27 *Agencies Joint Power Ins. Authority*
28 *(2004) 34 Cal.4th 441, 446; see*

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DiCampli-Mintz v. County of Santa Clara (2012) 55 Cal.4th 983, 991. It is not subject to the same requirements as pleadings in court such as the Federal Rules of Civil Procedure, but instead must follow the mandatory requirements of the Government Claims Act.

Under the Government Claims Act, the Government Claim must include the date, place, and other circumstances of the occurrence or transaction which gave rise to the claim asserted, a general description of the injury, damage or loss incurred so far as it may be known at the time of presentation of the claim, and the name or names of the public employee or employees causing the injury, damage, or loss, if known.

Hernandez v. City of Stockton (2023) 90 Cal. App. 5th 1222, 1231; *Government Claims Act, Section 910.*

Here, the Government Claim included the date, October 30, 2022,

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the exact address, and the fact that it was police officer employed by Huntington Park Police Department, a part of City of Huntington Park, who shot and killed Decedent William Rene Salgado Miranda. It also claimed that the claimants witnessed the events, were surviving family members of the Decedent, and were asserting claims for loss of comfort and society.

The Government Claim asserted the exact claims for negligence, along with all of the supporting evidence required to assert negligent infliction of emotional distress, that Defendants' call for in their MSJ. Therefore, Defendants' MSJ as to the state claims should be denied, as Plaintiffs' Government Claim provided Defendants sufficient information to investigate the claim. (Plaintiffs' Ex. 1, Government Claim, and Defendants' Exhibit 2 to Defendants' Request for Judicial Notice).

27. Subsequently, on or about July 29, 2024, Plaintiffs William Castillo, Juana Miranda, Eugenia Salmeron, Oscar Castillo, Osmar Castillo, and Karla Blandon filed their First Amended Complaint (“FAC”) alleging two causes of action: 1) Violation of Substantive Due Process §1983, and 2) Negligent Infliction of Emotional Distress. Garcia Declaration, Ex. F, Plaintiffs’ First Amended Complaint

Objection: lacks foundation, vague, ambiguous, misstates facts and law, and calls for a legal conclusion from a lay witness. Without waiving and subject to said objections, Plaintiffs respond as follows **Undisputed in part and disputed in part.**

Undisputed that Plaintiffs filed a First Amended Complaint on or about July 29, 2024.

Disputed to the extent that this fact is proffered to suggest that the Complaint somehow does not meet the standards for alleging, or that the facts do not support, these two claims for relief – See all facts cited *infra*.

Plaintiffs, WILLIAM OMAR CASTILLO MIRANDA; JUANA MARIA MIRANDA; O.C.E. a minor by and through their Guardian ad Litem, EUGENIA GUADELUPE ESPINOZA SALMERON; EUGENIA GUADELUPE ESPINOZA SALMERON, OSMAR ANTONIO CASTILLO BLANDON, and KARLA VANESSA BLANDON hereby provide the following Statement of Undisputed Facts in Support of Plaintiffs’ Opposition to Defendants’ Motion for Summary Judgement, or in the alternative, Partial Summary Judgment, as follows:

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PLAINTIFFS' UNDISPUTED MATERIAL FACT	EVIDENCE IN SUPPORT
1. In November of 1991, William Rene Salgado Miranda was born in a hospital in Nicaragua to William Omar Castillo Miranda and Marcia Mendez.	Deposition of William Omar Castillo Miranda ("Castillo Depo"), Ex. 2, 15:23-25, 16:1-3, 19:21-24; Deposition of Juana Maria Miranda ("Juana Depo"), Ex. 2, 9:18-19
2. William Omar Castillo Miranda was present in the hospital when William Rene Salgado Miranda was born and was listed on the original birth certificate.	Castillo Depo, Ex. 2, 16:4-12; Deposition of Eugenia Espinoza ("Espinoza Depo"), Ex. 4, 12:2-4; Declaration of William Omar Castillo Miranda, Ex. 13, para. 3.
3. When William Rene Salgado Miranda was 40 days old, his biological mother Marcia Mendez left him and never returned, and William Omar Castillo Miranda's mom and stepdad helped him raise William Rene Salgado Miranda.	Castillo Depo, Ex. 2, 16:12-14;
4. William Rene Salgado Miranda was the biological son of William Omar Castillo	Castillo Depo, Ex. 2, 15:10-15; Declaration of William Omar Castillo Miranda, Ex. 13, para. 3.

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Miranda.	
5. William Omar Castillo Miranda is the biological father of William Rene Salgado Miranda	Castillo Depo, Ex. 2, 15:16-18; Juana Depo, Ex. 3, 9:21-23; Declaration of William Omar Castillo Miranda, Ex. 13, para. 3.
6. The death certificate lists the “informant’s name,” as “WILLIAM CASTILLO, FATHER. ” (Emphasis Added).	Exhibit 1 to Defendants’ Request for Judicial Notice.
7. William Omar Castillo Miranda held out William Rene Salgado Miranda as his son.	Castillo Depo, Ex. 1, 15:16-18; Juana Depo, Ex. 2, 9:21-23; Deposition of Karla Vanessa Blandon (“Karla Depo”), Ex. 4, 10:15-19).
8. When Decedent, William Salgado was born in 1991 in Nicaragua, William Omar Castillo Miranda was listed as the biological father on the original birth certificate.	Castillo Miranda Dec., Ex. 13, para. 4.

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<p>9. As a matter of convenience, seven (7) years later in 1998, William Salgado's grandparents were listed on a birth certificate because William's natural mother had left when he was forty days old. William Omar Castillo Miranda continued to remain involved in William's life, and he continued to financially support him and the family, but he needed his parents' help.</p>	<p>Castillo Miranda Dec., Ex. 13, para. 5.</p>
<p>10. Decedent William Salgado continued to live with his father William Omar Castillo Miranda under the same roof in Nicaragua for about 10 years.</p>	<p>Castillo Miranda Dec., Ex. 13, para. 5.</p>
<p>11. William Omar Castillo Miranda has always held out Decedent, William Salgado as his son, and Decedent, William Salgado always recognized William Omar Castillo Miranda as his father.</p>	<p>Castillo Miranda Dec., Ex. 13, para. 7.</p>

1 2 3 4 5 6 7 8	Whenever William Omar Castillo Miranda talked to anyone about Decedent, William Salgado – relatives, friends, or strangers – he always told them that William Salgado is his son.	
9 10 11 12	12.Juana Maria Mendoza is the mother of William Omar Castillo Miranda.	Juana Depo, Ex. 3, 9:24-25, 10:1; Castillo Depo, Ex. 2, 16:24-25, 17:4-5
13 14 15 16	13.Juana Maria Mendoza is the grandmother of William Rene Salgado Miranda.	Juana Depo, Ex. 3, 8:6-8; Castillo Depo, Ex. 2, 17:4-5; Espinoza Depo, Ex. 4, 12:11-16
17 18 19 20 21 22 23	14.Juana Maria Mendoza and her husband, Inocente Salgado Peralta offered to help William Omar Castillo Miranda, and raise William Rene Salgado Miranda.	Castillo Depo, Ex. 2, 16-12-14.
24 25 26 27 28	15.While it was called an “adoption,” it was not a legal adoption, or with a notary or with signed papers; William	Castillo Depo, Ex. 2, 17:6-16, 22-25, 17:1-2

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<p>Omar Castillo Miranda's mother offered to 'help him' so that he could help the family financially.</p>	
<p>16. Juana Maria Miranda offered to adopt William Rene Salgado Miranda so that he would not be left without documents i.e. a birth certificate.</p>	<p>Juana Depo, Ex. 3, 16:12-17, 23-24</p>
<p>17. William Omar Castillo Miranda's family knew and acknowledged that William Rene Salgado Miranda was the son of William Omar Castillo Miranda.</p>	<p>Castillo Depo, Ex. 2, 15:16-18; Juana Depo, Ex. 3, 9:21-23; Deposition of Karla Vanessa Blandon ("Karla Depo"), Ex. 5, 10:15-19.</p>
<p>18. Osmar Antonio Castillo Blandon was the brother of William Rene Salgado Miranda, Plaintiff, O.C.E., and Plaintiff, Karla Vanessa Blandon.</p>	<p>Osmar Depo, Ex. 6, 11:8-9, Juana Depo, Ex. 3, 18:14-23; Declaration of Osmar Antonio Castillo Blandon, Ex. 14, para. 2 and 3</p>

1	19. O.C.E. was the brother of	O.C.E. Depo, Ex. 7, 67:3-5; Karla
2	William Rene Salgado	Depo, Ex. 5, 10:9-11, 15-19
3	Miranda, Plaintiff, Osmar	
4	Antonio Castillo Blandon, and	
5	Plaintiff, Karla Vanessa	
6	Blandon.	
7		
8	20. Decedent, William Rene	Karla Depo, Ex. 5, 10:9-11, 15-19;
9	Salgado Miranda, Plaintiff,	Juana Depo, Ex. 3, 18:14-23
10	Osmar Antonio Castillo	
11	Blandon and Plaintiff, O.C.E.	
12	are the brothers of Plaintiff,	
13	Karla Vanessa Blandon.	
14		
15	21. Karla Vanessa Blandon had no	Karla Depo, Ex. 5, 24:5-10
16	knowledge that William Rene	
17	Salgado Miranda was ever	
18	adopted, and was never told as	
19	such by anyone.	
20		
21	22. On and prior to October 30,	Castillo Depo, Ex. 1, 34:3-10,
22	2022, William Rene Salgado	37:24-25, 38:1-3; Oscar Depo, Ex.
23	Miranda resided with	6, 16:19-25; Osmar Depo, Ex. 5,
24	Plaintiffs, William Omar	30:16-25; Karla Depo, Ex. 4, 13:7-
25	Castillo Miranda, Eugenia	13, 14:2-4, 13-17; Declaration of
26	Espinoza, Osmar Antonio	Osmar Antonio Castillo Blandon,
27	Castillo Blandon, and O.C.E.	Ex. 14, para. 5.
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in the apartment located at 6315 Malabar Avenue, City of Huntington Park, and had done so since 2021 (and perhaps earlier).	
23. Plaintiffs, Eugenia Espinoza and O.C.E. were inside their apartment and heard, and Plaintiffs, William Omar Castillo Miranda and Plaintiff, Osmar Antonio Castillo Blandon, were standing outside on a balcony above the Incident and watched, William Rene Salgado Miranda be shot and killed.	Castillo Depo, Ex. 2, 12:19-25, 13:2-9, 79:11-13, 81:23-25, 82:1-4; Declaration of William Omar Castillo Miranda, Ex. 13, para. 9; Osmar Depo, Ex. 6, 14:21-25, 15:1- 13, 47:10-16, 55:10-12, 23-25, 56:1-9, 14-19; Declaration of Osmar Antonio Castillo Blandon, Ex. 14, para. 6; O.C.E. Depo, Ex. 7, 40:19-22, 45:23-25, 46:1, 64:12-17, 65:2-19, 66:24-25, 67:1-21; Espinoza Depo, Ex. 4, 42:1-10, 63:11-14.
24. Plaintiff, Osmar Antonio Castillo Blandon, and William Rene Salgado Miranda were brothers and were close.	Osmar Depo, Ex. 6, 31:4-6; Declaration of Osmar Antonio Castillo Blandon, Ex. 14, para. 10 and 11.
25. Plaintiff, O.C.E. and William Rene Salgado Miranda were brothers and were very close.	O.C.E. Depo, Ex. 7, 66:24-25, 67:1- 21

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3	26.Plaintiff, O.C.E. was inside his	O.C.E. Depo, Ex. 7, 40:19-25; 41:1-
4	apartment with his mother,	14; Castillo Depo, Ex. 2, 12:19-25,
5	Plaintiff Eugenia Espinoza	13:2-9, 79:11-13, 81:23-25, 82:1-4;
6	located at 6315 Malabar	Declaration of William Omar
7	Avenue, City of Huntington	Castillo Miranda, Ex. 13, para. 9;
8	Park when the shots were	Osmar Depo, Ex. 6, 14:21-25, 15:1-
9	fired., his father and his brother	13, 47:10-16, 55:10-12, 23-25,
10	Osmar was outside and	56:1-9, 14-19; Declaration of
11	standing on the balcony.	Osmar Antonio Castillo Blandon,
12		Ex. 14, para. 6
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14	27.Plaintiff, O.C.E. heard the	Oscar Depo, Ex. 7, 42:3-10, 65:2-
15	shots fired and knew	11, 16-19, 66:24-25, 67:1-21
16	immediately it was his brother,	
17	William Rene Salgado Miranda	
18	who had been shot because	
19	William was the only one in	
20	the area below with the police	
21	officers, and went to the	
22	window of his apartment after	
23	the shots were fired to look out.	
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28. Juana Maria Miranda talked to her grandson, William Rene Salgado Miranda on a daily basis after he turned 18, and bought him a cellphone.	Juana Depo, Ex. 3, 28:8-14
29. William Omar Castillo Miranda was scared to death, and incredibly stressed out, at the sight of seeing the officers shooting his son. He still struggles with the idea of seeing his child get shot. He felt completely helpless because they are the authority. Everything came at him at once. He wanted to run to his son and knew that he could not help him in any way. An anxiety that he cannot explain, the feeling of anguish. He felt so much pain that he does not know if it was pain or anger. He could not believe and he still does not understand.	Declaration of William Omar Castillo Miranda, Ex. 13, para. 8

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	30. The night of the shooting, William Omar Castillo Miranda could not sleep. He stayed up thinking about how awful his son had been treated. This stress and anxiety that he was feeling watching his son get shot, and later that evening, and even up to today, is far beyond any kind of stress or anxiety he has ever experienced in his life. He was trembling, thinking about how he watched my son die before his eyes. At some point in time after his son was shot, the police asked him if he knew who William Salgado was. He replied that he was his son.	Declaration of William Omar Castillo Miranda, Ex. 13, para. 9
21 22 23 24 25 26 27 28	31. William Omar Castillo Miranda misses his son so much. His son William was such a happy person. His son William loved to dance, he always danced. He remembers walking with William at a construction site and William	Declaration of William Omar Castillo Miranda, Ex. 13, para. 10

1 was playing loud music and
2 was just dancing and walking.
3 He has all these beautiful
4 memories and he knows he will
5 never experience those
6 moments again, but they have
7 to give up that hope of having
8 William here because we are
9 just left with memories. Now
10 they rarely listen to music that
11 William enjoyed, because it
12 only reminds them of what
13 they lost, and makes them
14 anxious, stressed out, and he
15 relives that awful day. William
16 would come home and ask me
17 if I needed anything.

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19 32. Now that his son William is
20 gone, there is an emptiness that
21 can't be filled. They try to
22 pretend like they're okay, but it
23 is so hard on all of them to
24 keep it together. One of the
25 reasons William Omar Salgado
26 Miranda thinks he is so
27 anxious, upset and stressed out
28 about William being gone is

Declaration of William Omar
Castillo Miranda, Ex. 13, para. 11

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that he saw William's life taken right in front of him and he will never be able to forget it, and it will bother him forever.	
33. William Omar Castillo Miranda will be at the store and he will check to see where William is, and then he again remembers he is empty and William is not here. His world has come to ruin. These feelings will never go away and they will never stop thinking of William. His son William has been gone for over two years, and he still has so much pain.	Declaration of William Omar Castillo Miranda, Ex. 13, para. 12
34. When Osmar Antonio Castillo Bandon's brother, William Salgado, was in the courtyard of the apartment with the police, he was so worried for him. He saw his brother, William Salgado, shot dead by	Declaration of Osmar Antonio Castillo Bandon, Ex. 14, para. 6

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the police and it was so hard to watch his own brother killed in front of him and not be able to do anything.	
35. Osmar Antonio Castillo Bandon was scared and panicked, and he didn't know what to do. He was also worried for his stepmom and his little brother. Watching his dad be so worried and anxious was very hard.	Declaration of Osmar Antonio Castillo Bandon, Ex. 14, para. 7
36. While the officers were all talking in English, Osmar Antonio Castillo Bandon couldn't understand why they shot his brother William Salgado and then he saw his brother, William Salgado, fall to the ground. He saw his brother, William Salgado, lying on the ground and officers rushed in on top of him.	Declaration of Osmar Antonio Castillo Bandon, Ex. 14, para. 8

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<p>37. The officers told them to go to their apartment, and this was not fair. Then Osmar Antonio Castillo Blandon was right behind his dad, and he was leaning on him and his stepmom fell on the floor and he went to pick his stepmom up, and then he saw his brother, William Salgado, on the gurney</p>	<p>Declaration of Osmar Antonio Castillo Blandon, Ex. 14, para. 9</p>
<p>38. Osmar Antonio Castillo Blandon looked over at his dad, and he was trembling, and he was also in shock. They were so desperate and so upset about how everything happened. He was in shock that this happened, and it was hard for him to understand that his brother was dead although he knew it was true because he saw his brother hit by the shots, he heard the shots, and he saw his brother lying on the ground.</p>	<p>Declaration of Osmar Antonio Castillo Blandon, Ex. 14, para. 10</p>

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39.Osmar Antonio Castillo
Bandon saw his brother,
William Salgado was killed,
and even though it has been a
couple of years it is like it just
happened. He remember his
brother while he is in the living
room, looking at William's
picture. He try to grieve
William, but he is alone now.
No more William blasting his
music here at home, no more
talking about their lives
together or their plans. Even to
this day, he get so upset and
nervous about what happened.
It is so hard to lose a brother
and to watch him get killed in
such a terrible way. The
feelings of anxiety, stress, and
fear that he feels because of
having seen his brother get shot
right in front of him are far
beyond any kind of stress he
has ever felt in his life. These
feelings are still with him, even
now.

Declaration of Osmar Antonio
Castillo Bandon, Ex. 14, para. 11

1 DATED: March 11, 2025

2 **CARRAZCO LAW, A.P.C.**

3 /S/ KENT M. HENDERSON

4 _____
5 ANGEL CARRAZCO, JR.

6 KENT M. HENDERSON

7 CHRISTOPHER L. HOLM

8 Attorneys for Plaintiffs